

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Kay Carlquist, Robert Jurca, and Bill Seuell, along with City Manager Lanny Sloan and City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

Councilmember Carlquist stated that there were two corrections that needed to be made.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to approve the minutes of July 22, 2008 with the corrections. All in favor, motion carried.

Citizen Comments

There were none.

Revision of Personnel Regulations

City Manager Lanny Sloan explained that Municipal Government is exempt from the termination pay being received the "next business day". The termination pay is being requested to comply with the exemption and have the termination pay processed "on the next regular scheduled pay day".

It was moved by Councilmember Jurca and seconded by Councilmember Seuell to approve the revision of the City of Delta Personnel Regulations, Article 7, Section 1.7.3 Termination Pay to allow for termination pay to be processed during the "next regular scheduled pay day". All in favor, motion carried.

Public Hearing; Special Events Permit Application: Delta County Citizens for Animal Welfare and Shelter

The Mayor closed the regular meeting and convened the public hearing.

The City Clerk stated that she has received an application for a Special Events Permit from Delta County Citizens for Animal Welfare and Shelter for their fund raising event at the Grand Valley Rally located at 680 1800 Road on August 22, 23 and 24, 2008. The application is complete and the fees have been paid to the State and the City. A sign notifying the public was posted at the site for at least ten days as required by law.

The Mayor closed the public hearing and reconvened the regular meeting.

It was moved by Councilmember Carlquist and seconded by Councilmember Seuell to approve Delta County Citizens for Animal Welfare & Shelter's application for a special events permit for August 22, 23 and 24, 2008. All in favor, motion carried.

Public Hearing; Special Events Permit Application: Altrusa International Inc. of Delta, CO Foundation

The Mayor closed the regular meeting and convened the public hearing.

The City Clerk stated that she has received an application for a special events permit from Altrusa International Inc. of Delta, CO Foundation for their fund raising event at Bill Heddles Recreation Center on November 21 and 22, 2008. The application is complete and the fees have been paid to the State and the City. A sign notifying the public has been posted at the site for at least ten days as required by law.

The Mayor closed the public hearing and reconvened the regular meeting.

Regular Meeting, Delta City Council, August 5, 2008 (Cont.)

Public Hearing; Special Events Permit Application (cont.)

It was moved by Councilmember Seuell and seconded by Councilmember Jurca to approve Altrusa International Inc. of Delta CO Foundation's application for a special events permit for November 21 and 22, 2008. All in favor, motion carried.

3.2 Beer License Renewal: Delta Super Market

The City Clerk explained that Delta Super Market has submitted their 3.2 Beer License Renewal. The application is completed and all fees have been paid. The Police Department has recommended approval.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to approve the 3.2 beer license renewal for Delta Super Market. All in favor, motion carried.

Retail Liquor Store Renewal: Spirits, Inc. /DBA Moonshine Liquor

The City clerk stated that Spirits Inc. /DBA Moonshine Liquor has submitted their retail liquor store license renewal. The application is complete and all fees have been paid. The Police Department has recommended approval.

It was moved by Councilmember Jurca and seconded by Councilmember Carlquist to approve the retail liquor store license renewal for Spirits, Inc. /DBA Moonshine Liquor. All in favor, motion carried.

Council Bill #7, 2008; First Reading: Amending and Supplementing Section 8.24.010 of the Delta Municipal Code

Council Bill #7, 2008

AN ORDINANCE OF THE CITY OF DELTA, COLORADO,
AMENDING AND SUPPLEMENTING SECTION 8.24.010 OF THE
DELTA MUNICIPAL CODE IN ORDER TO PROVIDE FOR THE
PROHIBITION AND ABATEMENT OF GRAFFITI AS A FORM OF
PUBLIC NUISANCE

was read by the Clerk.

City Manager Lanny Sloan explained that graffiti has increasingly become a problem in Delta. Because graffiti is often a territorial sign for gangs, a catalyst for anti-social behavior, and tends to encourage an increase in graffiti if not removed, Chief Thomas requested that additions to the Delta Municipal Code be recommended to the Council for discussion. The City Attorney prepared a proposed ordinance, which amends and supplements the current Code.

Mayor Cooper asked Chief Thomas to report to Council on how the Police Department is helping the abatement of graffiti.

Chief Thomas stated that when you drive in certain areas of the community you are seeing an increase in graffiti. He explained that to address the issue of criminal activity you first have to have cooperation of businesses and residential owners to help the Police solve the graffiti problem. If you allow the graffiti to remain it gives the impression that the citizens don't care and it will continue to get worse.

Officer Jason Warth explained that he has been here for two years and he has seen graffiti come and go. What he notices now are bigger gangs out of the area coming to Delta creating the graffiti. Officer Warth explained what the graffiti markings mean and what it is used for. He stated that this is a communication tool for gangs to communicate back and forth.

Officer Joe Chavira and Officer Warth answered questions from Council on charging and sentencing individuals for this type of violation.

City Attorney Michael Schottelkotte also commented on the sentencing questions.

Officer Chavira stated that the concerns that the Police Department has if the graffiti remains. During presentations that he and Officer Warth have done has shown that citizens do have fear. It creates the image that there is a bigger problem with gangs in the community.

Regular Meeting, Delta City Council, August 5, 2008 (Cont.)

Council Bill #7, 2008 (cont.)

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to adopt Council Bill #7, 2008 on first reading. Roll call vote: Councilmembers Carlquist aye, Jurca aye, Seuell aye, and Cooper aye. Motion carried.

Council Bill #8, 2008; First Reading: Lease Agreement for 58 Electric Powered Golf Carts

City Manager Lanny Sloan stated that the City currently has a lease with Colorado Golf & Turf for 50 gasoline powered golf carts, used at Devil's Thumb Golf Course. After careful consideration, and because of the sharp increase in gasoline, it was determined that converting to electric golf carts would save money for the City in fuel and maintenance costs. He additionally stated that with the addition of eight carts to the fleet, the course would no longer need to rent carts during tournaments, which results in more savings. Mr. Sloan explained the cost of leasing 58 carts will be \$3,693.00 per month, with a balloon payment of \$49,000.00 at the end of the lease. This is an increase of \$7.11 per cart/per month. He stated that all documents would be approved by the City Attorney and signed by the City Manager.

City Attorney explained the terms of the lease and what is before Council tonight.

Rob Sanders answered questions from Council.

Council Bill #8, 2008

AN ORDINANCE OF THE CITY OF DELTA, COLORADO,
AUTHORIZING A LONG-TERM LEASE OF EQUIPMENT FOR
USE UPON AND IN CONNECTION WITH THE CITY'S PUBLIC
GOLF COURSE, WITH THE MONTHLY PAYMENTS DUE
UNDER SUCH LEASE TO BE SUBJECT TO ANNUAL
APPROPRIATIONS HEREAFTER AUTHORIZED BY THE DELTA
CITY COUNCIL

was read by the Clerk.

It was moved by Councilmember Jurca and seconded by Councilmember Carlquist to adopt Council Bill #8, 2008 on first reading. Roll call vote: Councilmembers Carlquist aye, Jurca aye, Seuell aye, and Cooper aye. Motion carried.

Resolution #6, 2008; All Points Transit

City Manager Lanny Sloan explained that all cities in Delta County, and Montrose County, have been working on a proposal to merge the Delta County Area on Aging and Montrose County Senior Transportation into one agency, All Points Transit. This transportation provider would provide transportation for seniors throughout Delta County. This service would include transportation to the Senior Center, doctor's appointments, hospital and shopping. The service would not deliver "Meals on Wheels", which would continue to be handled by Columbine Senior Services.

Mr. Sloan stated the county and cities involved in providing support for this program believe the new transportation program will provide needed services for the seniors. It is also understood that all entities must support this program for it to work.

Mr. Sloan also explained that if this program is adopted, all cities and the county will need to provide funding. The county's share of the cost is \$47,640 and the City of Delta's cost is \$14,556, for the 2009 budget year. The other cities cost are proportionate. The remainder of the cost of the program is paid through grants and rider donations.

Mr. Sloan answered questions from Council. He stated that this resolution is to show the City's intent to proceed with negotiations to enter into a contract and to show support of the program.

Resolution #6, 2008

SUPPORT OF MERGER OF DELTA COUNTY AREA ON AGING
AND MONTROSE COUNTY SENIOR TRANSPORTATION, INC
AKA ALL POINTS TRANSIT

Regular Meeting, Delta City Council, August 5, 2008 (Cont.)

Resolution #6, 2008 (cont.)

was read by the Clerk.

It was moved by Councilmember Carlquist and seconded by Councilmember Seuell to adopt Resolution #6, 2008. Roll call vote: Councilmembers Carlquist aye, Jurca aye, Seuell aye, and Cooper aye. Motion carried.

City Attorney Comments

There were none.

City Manager Comments

City Manager Lanny Sloan stated that staff is requesting a Special Meeting with an Executive Session for Thursday, August 7, 2008. It was decided to have the Special Meeting on the date stated at 8:00am.

Councilmember Comments

Councilmember Carlquist stated that the Delta Housing Authority has appointed Jo Rosenquist as the executive director and they elected officers. She also gave an update on the Villas at the Bluff.

Councilmember Seuell stated that he personally supports the efforts of the Grand Junction City Council and the Mesa County Board of Commissioners in their conflict with a local minority group in the Grand Valley.

The meeting was adjourned at 7:43 p.m.

Jolene E. Nelson, City Clerk